IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.950 OF 2006

Fariyad Ahmed Gaffar Ahmed Khan. ..Applicant.

Versus

The State of Maharashtra. ..Respondent.

..

Smt.Aarti P. Bhide, Adv. appointed for the Applicant.

Mrs.A.S.Pai, APP, for the State.

..

CORAM : R.M.S.KHANDEPARKAR AND SMT.V.K.TAHILRAMANI,JJ.

DATED : SEPTEMBER 21, 2007.

P.C.:-

1. Heard the learned Advocate appointed for the applicant and the learned APP for the State.

2. The applicant has been convicted under Section 302 IPC by the Sessions Court at Sewree in Sessions Case No.490 of 2002. The applicant was sentenced to suffer imprisonment for life. The applicant has completed about three years and seven months in jail.

3. The applicant is now seeking premature release in the said case. As the applicant has been convicted under Section 302 of IPC and sentenced to life imprisonment the 14 Year Rules of 1992 would apply to the applicant. As per these Rules, the case of the applicant would be considered when he completes about 12 years of actual imprisonment. The petitioner as of now has completed only three years and seven months of imprisonment. Hence this application being premature, no interference is called for, at this stage. Application is rejected.

[R.M.S.KHANDEPARKAR,J.]

[SMT.V.K.TAHILRAMANI,J.]